



**MICHAEL A. CARDOZO**  
*Corporation Counsel*

**THE CITY OF NEW YORK  
LAW DEPARTMENT**

100 CHURCH STREET  
NEW YORK, NY 10007

**JOHN S. SCHOWENGERDT**  
*Assistant Corporation Counsel*  
Labor & Employment Law Division  
212-356-1181  
Fax No. 212-788-0940  
jschowen@law.nyc.gov  
(E-Mail and Fax Not For Service)

October 4, 2013

**BY ECF**

Hon. Vera M. Scanlon  
United States Magistrate Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Suarez, et al, v. City of New York et, al., 11 Civ. 5812  
(SLT) (VMS)

Dear Judge Scanlon:

I am an Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for defendant the City of New York ("City") in the above referenced case. I write on behalf of plaintiffs and the City pursuant to the Court's September 19, 2013 Scheduling Order.

First, plaintiffs and the City have reached an agreement on the scope of the production of additional EETP's, as discussed during our conference with the Court on September 19, 2013.

Second, the parties respectfully inform the Court that they would be available to attend a joint settlement conference with Your Honor for both plaintiffs on either November 12, or November 13, 2013.

The parties thank the Court for its attention to these matters.

Respectfully submitted,

/s/

John S. Schowengerdt  
Assistant Corporation Counsel

**HONORABLE VERA M. SCANLON**

United States Magistrate Judge

Suarez, et al, v. City of New York et, al.,  
11 Civ. 5812

October 4, 2013

Page 2

cc: Michael G. O'Neill, Esq. (via ECF)  
Law Office of Michael G. O'Neill  
30 Vesey Street, Third Floor  
New York, New York 10007

Mika M. Mooney, Esq. (via ECF)  
Shafer Glazer, LLP  
90 John Street, Suite 701  
New York, New York 10038